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9 UNITED STATES DISTRICT COURT  
10 CENTRAL DISTRICT OF CALIFORNIA-WESTERN DIVISION  
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15 TAEK SAMUEL YOON, ) CV 11-6792-VAP (SH)  
16 )  
17 Plaintiff, ) ORDER ACCEPTING AMENDED  
18 v. ) REPORT AND RECOMMENDATION  
19 JOHN DOE, et al., ) OF UNITED STATES  
20 Defendants. ) MAGISTRATE JUDGE; and  
21 ) ORDER

22 Pursuant to 28 U.S.C. Section 636(b)(1)(c), the court has reviewed the  
23 Second Amended Complaint and other papers along with the attached Amended  
24 Report and Recommendation of the United States Magistrate Judge, and has made  
25 a de novo determination of the Amended Report and Recommendation.

26 IT IS HEREBY ORDERED that:

- 27 1. The Amended Report and Recommendation is accepted and adopted.  
28 2. Plaintiff's retaliation claims against all defendants, medical deliberate

1 indifference claims against all defendants except Defendant Raju,  
2 access to the courts claim against Defendant Demase, and equal  
3 protection claim against Defendant Scott, are dismissed without leave  
4 to amend.

5 If Plaintiff wishes to pursue the remainder of this action in this court, he must  
6 file a third amended complaint within thirty days of the date this Order Accepting  
7 the Amended Report and Recommendation is filed. The amended complaint,  
8 bearing the number CV 11-6792-UA (SH), must be a complete and independent  
9 document and must not refer to prior pleadings. Plaintiff is cautioned that failure  
10 to file a third amended complaint within the time specified by this Order may result  
11 in dismissal of the action with prejudice on the grounds stated in the Amended  
12 Report and Recommendation of the United States Magistrate Judge and/or for  
13 failure to prosecute.

14 In preparing a third amended complaint, plaintiff must bear in mind the  
15 deficiencies of the current pleading, and must assure that they are not repeated.  
16 Plaintiff must take particular note of the following guidelines:

- 17 1. Plaintiff must set forth the jurisdictional grounds for his claims at the  
18 outset of the complaint.
- 19 2. The complaint must include only factual allegations directly relevant  
20 to plaintiff's claims, which must be stated in separate, numbered  
21 paragraphs (preferably in chronological order), each limited to a single  
22 set of circumstances. The facts should be stated in simple, complete  
23 sentences. Repetition is to be avoided.
- 24 3. The complaint must clearly identify the specific acts on which each  
25 claim is based. Insofar as possible, the allegations should include the  
26 date, time, place and circumstances of the offending conduct by each  
27 defendant, a clear statement of what each defendant did or failed to do,  
28 and the damage of injury suffered by plaintiff as a result of each

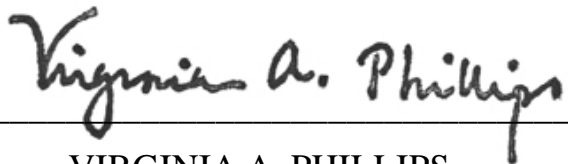
1 defendant's conduct.

2 4. If civil rights violations are claimed, the complaint must specifically  
3 set forth the federal constitutional right or rights infringed with respect  
4 to each alleged wrongful act or omission.

5 5. Plaintiff shall not add new claims or defendants without prior leave of  
6 court.

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8 IT IS FURTHER ORDERED that the Clerk shall serve forthwith a copy of  
9 this Order on the Plaintiff.

10 DATED: September 10, 2013\_\_\_\_

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14 VIRGINIA A. PHILLIPS  
15 UNITED STATES DISTRICT JUDGE  
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